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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

**EQUAL EMPLOYMENT OPPORTUNITY** COMMISSION.

Plaintiff,

and

MARTHA NYAKIM GATKUOTH,

Intervenor,

- against -

Tavern on the Green Ltd. P'ship (D/B/A Tavern on the Green),

Defendants.

Case No. 07 CV 8256 (CM) (AJP)

STIPULATION OF VOLUNTARY DISMISSAL

IT IS HEREBY STIPULATED AND AGREED, by and between Intervenor-Plaintiff, Martha Nyakim Gatkuoth ("Intervenor-Plaintiff"), and Defendant, Tavern on the Green Ltd. P'ship ("Defendant"), that all claims asserted by Intervenor-Plaintiff against Defendant in the above captioned matter are voluntarily dismissed in their entirety, with prejudice, without costs or attorneys' fees to any party.

IT IS FURTHER STIPULATED AND AGREED that facsimile copies of the signatures of the parties' counsel on this stipulation may be treated as originals for all purposes.

LITTLER MENDELSON, P.C.

A. Michael Weber (AMW 8760) 885 Third Avenue, 16th Floor

New York, New York 10022 Telephone: 212.583.9600 Facsimile: 212.832.2719 Attorneys for Defendant

Dated: New York, New York

May 29,2008

SNOW BECKER KR

Derek Wolman (DW 9720) 605 Third Avenue, 25th Floor New York, New York 10158 Telephone: 212.687.3860 Facsimile: 212.949.7052

Attorneys for Intervenor-Plaintiff

Dated: New\_York, New York

May 51,2008

SO

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BY FAX